

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

KYRELL WELLS,

Defendant.

)
)
)
)
)
)
)
)
)
)

8:22CR214

ORDER

This matter is before the court on defendant's Unopposed Motion to Continue Trial [24]. Counsel needs additional time to resolve this matter short of trial. Additional time is necessary in order to make further attempts to find a mutually acceptable resolution. The undersigned magistrate judge finds good cause for the requested continuance. Accordingly,

IT IS ORDERED that the Unopposed Motion to Continue Trial [24] is granted as follows:

1. The jury trial now set for May 22, 2023, is continued to **July 31, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and July 31, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).
3. **No further continuances will be granted without counsel for the parties requesting a hearing before the undersigned magistrate judge.**

DATED: April 20, 2023

BY THE COURT:

s/ Susan M. Bazis
United States Magistrate Judge